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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1638  
Examiner : David T. Fox  
Serial No. : 10/720,707  
Filed : 11/24/2003  
Inventors : Henry Daniell  
: Bruce McFadden  
Title : Genetic Engineering of Plant  
: Chloroplasts

Customer No.: 22469

Docket No.: 1202-CON2-DIV-00

Dated: December 6, 2004

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**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants acknowledge the Requirement for Restriction dated October 4, 2004 and hereby respectfully traverse. Applicants urge the Examiner to reconsider the restriction requirement in light of the following remark. By separate submission, Applicants have claimed a one-month extension extending the time for response. Early action on this application is requested pursuant to MPEP § 708 since it claims benefit to the priority date of at least as early as 1991 (of application 07/638,565, filed on January 7, 1991, which is a CIP of 07/249,616 filed on 09/26/1988).